

रजिस्टर्ड नं० पी० 461.



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, 13 फरवरी, 1973/24 माघ, 1894

GOVERNMENT OF HIMACHAL PRADESH

ELECTION DEPARTMENT

NOTIFICATION

Simla-2, the 13th February, 1973

No. 7-5/72-Elec.—In exercise of the powers conferred by section 60 of the Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970), the Governor, Himachal Pradesh proposes to make the following amendments in the Himachal Pradesh Gram Panchayat (Election) Rules, 1972, issued by this Department's notification of even number, dated the 30th August, 1972, published in the Himachal Pradesh Rajpatra (Extraordinary issue), dated the 1st September, 1972, and the same are hereby published in the Official Gazette for the information of the general public and a notice is hereby given that these draft amendments will be taken into consideration after seven days from the date of publication in the Gazette.

If any person affected thereby, desires to take any objection or has any suggestion to make regarding these draft amendments, he can send the same to the Secretary to the Government of Himachal Pradesh, Election Department, before the expiry of the above period. The objections or suggestions, if any, so received will be taken into consideration before finalising these amendments.

DRAFT AMENDMENTS

1. These rules may be called the Himachal Pradesh Gram Panchayat (Election) (First Amendment) Rules, 1973.

2. In the Himachal Pradesh Gram Panchayat (Election) Rules, 1972, after second proviso to rule 46, the following third proviso shall be added:—

“Provided further that if a person is elected in a Gram Sabha from more than one constituency (Ward), the Oath/Affirmation shall be administered to him only after he resigns from more than one such constituencies (Wards). The resignation in such cases addressed to Deputy Commissioner shall be tendered either directly to the Deputy Commissioner immediately after the election or presented to the Officer presiding over the meeting fixed for the administration of oath/affirmation in the meeting called for this purpose. If, however, such a person does not tender his resignation to the Deputy Commissioner or present it to the Officer presiding over such a meeting, he shall submit the same to the Pradhan or Up-Pradhan presiding over the subsequent meetings of the Gram Panchayat. In all such cases the resignation shall be addressed to the Deputy Commissioner and may be presented to any of the person presiding over the meeting who shall after recording the fact in the Register of Proceedings prescribed under rule 49, forward the same to the Deputy Commissioner with his report.”

3. In the said rules, after clause (iii)(b) of rule 47 and before 48, the following provisos shall be added:—

“Provided that if two third majority of the elected panches is not present in the first meeting, the Deputy Commissioner or the person authorised under rule 46, shall convene a second meeting by giving a fresh notice for holding such a meeting to all the elected members in the manner already prescribed under rule 46. For the second meeting one-half of the elected panches shall form the quorum for the election of Pradhan or Up-Pradhan.”

“Provided further that if the quorum of $\frac{1}{3}$ of the elected members is not present even in the second meeting a third meeting shall be held after giving proper notice as aforesaid and elections to Pradhan and Up-Pradhan shall be conducted for which no quorum will be required.”

By order,

L. TOCHHAWNG,
Secretary (Elections).